

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3458

IN THE MATTER OF:

Served February 12, 1990

LANCASTER ENTERPRISES, INC.,)
Trading as DIAL-OF-WHEELS SHUTTLE,)
Suspension and Investigation of)
Revocation of Certificate No. 155)

Case No. MP-90-01

The Compact, Title II, Article XII, Section 9(a) mandates that no certificate of public convenience and necessity issued under Section 4 of said Article ". . . shall remain in force unless the person . . . holding such certificate complies with such reasonable regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, [and] qualifications as a self-insurer . . . in such reasonable amount as the Commission may require" See also Commission Regulation No. 62, as amended by Order No. 2721, served June 19, 1985.

The certificate of insurance on file for Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle shows a policy expiration date of September 13, 1990. However, by notice dated January 12, 1990, the insurance agent advised the Commission that the insurance would be cancelled. On January 12, 1990, the Commission advised Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle by letter that an appropriate certificate evidencing new insurance or reinstatement must be filed on or before the cancellation date. No certificate or reinstatement of insurance has been filed. Accordingly, Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle appears to be in violation of Title II, Article XII, Section 9(a) of the Compact and Commission Regulation No. 62.

THEREFORE, IT IS ORDERED:

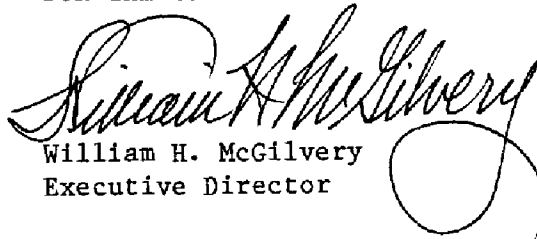
1. That the above-captioned proceeding is instituted pursuant to Title II, Article XII, Section 4(g) of the Compact for the purpose of determining whether Certificate of Public Convenience and Necessity No. 155 of Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle shall be revoked.
2. That Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle is made a party respondent to the above-captioned proceeding.
3. That Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle is directed, within 30 days from the date of service hereof, fully to comply with the provisions of the Compact, Title II, Article XII, Section 9(a) and Commission Regulation No. 62, and is further directed within the same 30 days to file with the Commission an appropriate certificate or reinstatement of insurance or such other

evidence, in writing and under oath, as it may deem pertinent to show good cause why its Certificate of Public Convenience and Necessity No. 155 should not be revoked.

4. That Certificate of Public Convenience and Necessity No. 155 issued to Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle is suspended until further order of the Commission, and Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

5. That Lancaster Enterprises, Inc., trading as Dial-of-Wheels Shuttle is hereby provided an opportunity for hearing pursuant to the Compact, Title II, Article XII, Section 4(g), and is directed to file within 15 days of the service date of this order an appropriate motion pursuant to Commission Rule No. 15, if it desires an oral hearing on this matter.

FOR THE COMMISSION:


William H. McGilvery
Executive Director